

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION**

**WRIT PETITION NO.8122 OF 2004**

Dr.Jagdish Narayan Thotangare  
through Power of Attorney  
holder Shri Laxmikant G.Patel .. Petitioner.

Vs.

Grampanchayat Khanivali  
Tal.Wada, Dist. Thana .. Respondent.

Mr.V.Z.Kankaria for the petitioner.

**CORAM : D.B.BHOSALE, J.**

**DATED : 18TH OCTOBER, 2004**

P.C.:

. Heard Mr.Kankaria, learned counsel for the petitioner.

2. Mr.Kankaria, learned counsel for the petitioner prays for withdrawal of this writ petition with liberty to the petitioner to file an application seeking appropriate reliefs before the trial court in the event gram panchayat makes an attempt to raise any construction on the suit property. The writ petition is allowed to be withdrawn with the liberty as prayed for. If such application is filed by the petitioner, same may be considered on merits in accordance with law. While granting the liberty I shall not be understood to have examined merits of the case. The hearing of the suit is expedited.

(D.B.Bhosale, J.)